UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT CHATTANOOGA

UNITED STATES OF AMERICA)
v.) Case No. 1:12-CR-15-003
••) Collier/Lee
MICHAEL DALE, SR.)
ORDER	
On January 11, 2013, United States M	Magistrate Judge Susan K. Lee filed a report and
recommendation ("R&R") in this case, pursuan	nt to 28 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b)
(Court File No. 520) recommending the Court	t find Defendant Michael Dale, Sr. ("Defendant")
competent to understand the nature and consequences of the proceedings against him, able to assist	
in his defense, and competent to stand trial. The	ne magistrate judge based this recommendation on
a forensic report concluding Defendant is not currently suffering from a mental disease or defect	
rendering him mentally incompetent. Defendant waived a competency hearing (Court File No. 515). ¹	
Neither party has objected to the R&R within the	he given fourteen days.
Therefore, the Court ACCEPTS and ADOPTS Magistrate Judge Lee's R&R (Court File No.	
520), pursuant to 28 U.S.C. § 636(b)(1), and DE	TERMINES Defendant is competent to stand trial.
SO ORDERED.	
ENTER:	
<u>/s/</u>	
CURTIS L. COLLIER	

UNITED STATES DISTRICT JUDGE

¹ The notice of waiver of competency hearing refers to "Mr. Dixon" rather than "Mr. Dale" in one sentence. As the magistrate judge concluded, the Court agrees this was a simple mistake and will assume "Mr. Dixon" was meant to refer to Defendant.